IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.22041 of 2004

Between:

Kadiyam Adiyya S/o.Ramanna
R/o.Dondapudi Gopalapuram Mandal, W.G.District.

..... PETITIONER

AND

The Settlement Officer-Cum-Revenue Divisional Officer, Jangareddygudem, W.G.District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue order, direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in not considering the claim petition of the petitioner dt.1.10.2004 for grant of Ryothwari Patta is illegal arbitrary and contrary to the provisions of regulation 2/70 and consequentially direct the respondent to consider the claim petition filed by the petitioner on 1.10.2004 in respect of the land situated in R.S.No.377/9 Ac.1.04 of Pragadapalli Village, Polavaram Mandal, W.G.District.

Counsel for the Petitioner: MR. P.R.K. AMARENDRA KUMAR

Counsel for the Respondent: GP FOR SOCIAL WELFARE

The Court at the stage of admission made the following:

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ORDER:

The main grievance of the petitioner in this writ petition is that he filed a claim petition under Regulation 2/70 before the respondent-Settlement Officer-Cum-Revenue Divisional Officer on 01.10.2004 for grant of Ryothwari patta in respect of the land admeasuring Ac.1.04 cents situated in R.S.No.377/9 of Pragadapalli village, Polavaram Mandal, West Godavari District, but, so far the same is not being considered. Hence, he filed the present writ petition.

On 01.12.2004, notice before admission was ordered and the matter was adjourned to enable the learned Government Pleader to obtain instructions, however, the learned Government Pleader is not in a position to obtain any instructions in the matter.

Heard the learned counsel for the petitioner and learned Government Pleader for Social Welfare. Both the counsel agreed for disposal of the writ petition at the stage of admission.

Since the claim petition of the petitioner dated 01.10.2004 for grant of Ryothwari patta is said to be pending consideration before the respondent, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with a direction to the respondent to consider the same and pass appropriate orders thereon in accordance with law.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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(N.V. RAMANA, J)

Date: 08.12.2004

Nsr

To

1. The Settlement Officer-Cum-Revenue Divisional Officer,

Jangareddygudem, W.G.District.

2. Two CCS to GP for Social Welfare, High Court of AP, Hyderabad (OUT)

3. Two CD copies.